

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1611442-000

Total Deleted Page(s) = 8

Page 11 ~ Duplicate;

Page 12 ~ Duplicate;

Page 13 ~ Duplicate;

Page 14 ~ Duplicate;

Page 15 ~ Duplicate;

Page 16 ~ Duplicate;

Page 17 ~ b3; b6; b7C;

Page 44 ~ Duplicate;

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AFBB WCAN
01774 FILE 5 FBI BUFFALO NY NYFBIBF00
TO COMPUTER ONLY

MAR 19-98

CANCEL

VOID

WANTED PERSON CANCELLATION

:MKE/*:URI/NYFBIBF00:NAM/MIERZWA-WARENSKI, PHYLLIS MARIE
:OCA/AFBB01003 :RSN/Z.

ADDITIONAL COMMENTS

AUTH SA [REDACTED] [REDACTED] 09-12A

N 0913-0913 03/19/98 RDSQ# AFBB 26167 RDSQ# 03662885 PART 001 OF 001
NYSP AFBB
ACK SEQ NUM 01774
WCAN NAM/MIERZWA WARENSKI, PHYLLIS MARIE OCA/AFBB01003
WPR/6658107

b6
b7c

CIC	SUB
ENTER ☐	
MODIFY ☐	
LEAR ☐	
CANCEL ☐	
LOCATE ☐	

DATE _____ NCIC# AFBB01003

88A-BF-33731-13

SEARCHED ☐	INDEXED ☐
SERIALIZED ☐	FILED ☐
MAR 19 1998	
FBI-BUFFALO	

N 0913-0913 03/19/98 RDSQ# AFBB 26168 RDSQ# 03663197 PART 001 001
NYIS WCAN AFBB
ACK 01774
NYFBIBF00

DCJS & NCIC CANCEL RESULTS

CANCELLED FROM BOTH FILES

NAM/MIERZWA WARENSKI, PHYLLIS MARIE OCA/AFBB01003 WPR/6658107

INSTRUCTIONS

1. Entry:

- (a) Supervisor stamp serial containing entry information, check entry, initial and route to NCIC operator.
- (b) NCIC operator make local and/or NCIC checks including III for additional information, make entry, route serial and printout to rotor clerk. (NCIC operator may stamp jacket, insert NCIC Activity Log as top serial in file and complete "entry" line.)
- (c) Rotor clerk serialize printout, stamp jacket, insert NCIC Activity Log as top serial in file and complete "entry" line if not already accomplished by NCIC operator. Note: NCIC Activity Log is to be maintained as the top serial in the current Volume of case file.

2. Modify:

- (a) Supervisor stamp serial containing modify information, check modify, initial and route to NCIC operator.
- (b) NCIC operator modify record, route serial and printout to rotor clerk. (NCIC operator may complete "modify" line on NCIC Activity Log.)
- (c) Rotor clerk serialize printout and complete "modify" line on NCIC Activity Log, if not accomplished by NCIC operator.

3. Clear/Cancel:

- (a) NCIC operator clears/cancels record upon notification by case agent or supervisor, routes printout to rotor clerk. (NCIC operator may complete "clear/cancel" line on NCIC Activity Log.)
- (b) Rotor clerk serializes printout, completes "clear/cancel" line on NCIC Activity Log and makes slash marks (NCIC) through NCIC stamp on File jacket.

4. Validation:

- (a) When validation printout is received from NCIC, an agent (or clerk if case is in closed status) will review the NCIC entry to insure that it is complete and accurate. Any discrepancy should be resolved by an appropriate agent and, if necessary, a modify message should be initiated to update and/or correct the record. When validation is complete, reviewer will date and initial NCIC Activity Log.

5. Retention Periods:

Unless otherwise removed, records will be retained in file as follows:

Article File

Remainder of the year of entry plus one year.

Boat File

Remainder of the year of entry plus four years.

Records entered without BHN or OAN will remain in file 90 days.

Canadian Warrant File

Retained indefinitely until entering agency removes record from file.

Gun File

Retained indefinitely until entering agency removes record from file.

Recovered weapons are retained for the remainder of the year of entry plus two years.

III File

Retained until the individual reaches the age of 80.

License Plate File

Retained in file for one year after the end of the plate's expiration year.

Nonexpiring license plates remain in file for the remainder of the year of entry plus four years.

Missing Person File

Retained indefinitely until action is taken by the entering agency to clear the record. This includes unemancipated juvenile records.

Securities File

Retained for the remainder of the year of entry plus four years, except records for traveler's checks and money orders. These records will be retained for the remainder of the year of entry plus two years.

U.S. Secret Service Protective File

Retained indefinitely until action is taken by the U.S. Secret Service to remove it.

Unidentified Person File

Retained for the remainder of the year of entry plus nine years.

Vehicle File

Retained for the remainder of the year of entry plus four years.

Records entered which do not contain VINs or OANs will remain in file for 90 days after entry.

Felony vehicles will remain in file for 90 days after entry.

Stolen parts (VIN plates, harrows, or boat motors) which contain an OAN or SER will remain in file for the year of entry plus four years.

Wanted Person File

Retained until action is taken by the originating agency to clear the record.

Temporary felony want records will be automatically removed from file after 48 hours.

(12/31/1995)

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY

Date: 02/12/1998

To: CRIMINAL INVESTIGATIVE UNIT
OTTAWA
DENVER
RICHMOND
SALT LAKE

ATTN: HELENA/CALSPELL RA'S

From: BUFFALO
CAREER CRIMINAL TASK FORCE
Contact: SA [REDACTED]

Approved By: SSA [REDACTED]

Drafted By: [REDACTED]

Case ID #: 88A-BF-33731 -1

Title: PHYLLIS MARIE MIERZWA-WARENSKI - FUGITIVE (A)
UFAP-PARENTAL KIDNAPPING
[REDACTED] - VICTIM
OO:BF
[REDACTED]

Synopsis: Lead set forth for Salt Lake at Helena/Calspell RA's to locate and apprehend and secure child from the fugitive mother. **NOTE: Observations of therapist in this matter.** Info copies to Denver and Richmond since subject has traveled through there and added leads may be forthcoming. Subject in Montreal, Canada on or about 1/27/98.

Details: Victim [REDACTED] is a [REDACTED] old female from the Angola, NY area whose custody was finally awarded to her father [REDACTED] in September, 1997. Captioned fugitive, the natural mother, was awarded visitation rights and in September, 1997 took the child from school, never returning.

Recent media attention has been given this matter in the Buffalo area relative to a "missing child."

On February 11, 1998, in the State of New York, County of Erie, a felony warrant was issued by Hon. Chester Riker, charging the mother, PHYLLIS MIERZWA with Custodial Interference - First Degree.

SEARCHED [] INDEXED []
SERIALIZED [] FILED []
FEB 11 1998
FBI-BUFFALO

S: P1043801.ec

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To: OTTAWA From: BUFFALO
Re: 88A-BF, 02/12/1998

On same date, authorized complaint filed in Western District Of NY by SA [REDACTED], Buffalo charging MIERZWA with Unlawful Flight To Avoid Prosecution.

Victim child is white female, [REDACTED]
[REDACTED], dob: [REDACTED]
[REDACTED].

Subject MIERZWA is a former US Postal Employee who walked off the job circa September, 1997 and left her vehicle, a 1996 Blue Chevrolet, NY V8J803 with an auto dealer in Buffalo. No known vehicle in her possession and NY license is suspended.

For info OTTAWA, the [REDACTED] stated that [REDACTED] received a letter from the subject on or about January 27, 1998. It was postmarked MONTREAL with no return address. The letter chastises the "system" for not "protecting her child" and forcing her into her fugitive situation. She blames the father for the abuse, however these charges are, again, unfounded.

A child center in Buffalo, NY received a telephone call on February 6, 1998 allegedly from subject PHYLLIS MIERZWA who wanted prior records sent to her [REDACTED], Advocate For Women Help Line, [REDACTED]. Phone given as [REDACTED]. MIERZWA asked the center spokesman if "anyone had to know about the inquiry," and stated words to the effect of "I'm staying with [REDACTED] right now."

NOTE: For info recipients, therapist involved in this matter believes at this point that MIERZWA could [REDACTED]

To: OTTAWA From: BUFFALO
Re: 88A-BF, 02/12/1998

America's Most Wanted has inquired about this case and Buffalo will ask them, in light of [REDACTED] and current opinion, NOT TO air any publicity to this investigation.

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Descriptive Data:

Main Subject

Race:

W

Sex:

F

Name -

Last:

MIERZWA-WARENSKI

First:

PHYLLIS

Middle:

MARIE

DDN:

DOB:

10/17/53

SS:

066-40-6977

To: OTTAWA From: BUFFALO
Re: 88A-BF, 02/12/1998

LEAD(s) :

Set Lead 1:

SALT LAKE CITY:

HELENA RESIDENT AGENCY:

Upon receipt of photos and warrant from Buffalo, initiate discreet investigation to identify [redacted] at telephone [redacted] and determine if subject and child are in her presence. If so, locate and apprehend PHYLLIS MIERZWA and recover the child, [redacted]

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[redacted]

♦♦

28A-BF 33731

[illegible]

Universal Case File Number

88A-BF. 3373/1A-1

Field Office Acquiring Evidence

BF

Serial # of Originating Document

Date Received

2/98

From



(Address of Contributor)

By



(Date)

(Name of Special Agent)

To Be Returned ☐ Yes ☒ NoReceipt Given ☐ Yes ☒ No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)

Federal Rules of Criminal Procedure

☐ Yes ☒ No

Title:

Phyllis Mergwa - Fugitive

Reference:

(Communication Enclosing Material)

Description: ☐ Original notes re interview ofPhotos of Fugitive +
missing child +
warrant copyb6
b7C



Missing Children
Help Center

National Missing Children Division
National Child Safety Council
410 West Boulevard, Suite 400
Tampa, Florida 33619

Parental Abduction

Abducted By:



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PHYLLIS MIERZWA

Missing: 09/24/97

Miss. From: ANGOLA, NY

Birth:

Age Now:

Sex: Female

Age Disap.:

Hair:

Eyes:

Race: White

Weight:

NCIC #: M-081826648

Height:

ID Info:

LAST SEEN WEARING BLACK JEANS, RED TURTLENECK
SHIRT, HOT PINK JACKET, WHITE SNEAKERS..

Circum:

FATHER HAS CUSTODY, MOTHER TOOK CHILD & FLED,
WHEREABOUTS UNKNOWN.

Birth: 10/17/53

Weight: 180

Sex: Female

Eyes: Green

Race: White

Height: 5' 11"

Hair: Brown N/A

ID Marks:

WEARS GLASSES

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Warrant # 1:

W-029087737/STATE OF NY

Warrant # 2:

Warrant # 3:

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ANYONE HAVING INFORMATION SHOULD CONTACT:

Missing Children...HELP Center at 1-800-USA-KIDS OR

EVANS POLICE DEPARTMENT
8787 ERIE ROAD LT. DEJOHN
EVANS, NY (716) 543-3600

801A/B/MS 22731-2

United States District Court

WESTERN

DISTRICT OF

NEW YORK

UNITED STATES OF AMERICA

v.

WARRANT FOR ARREST

PHYLLIS MIERZWA-WORENSKI

CASE NUMBER:

98M2011

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest PHYLLIS MIERZWA-WORENSKI

Name

and bring her forthwith to the nearest magistrate judge to answer a

() Indictment () Information (XX) Complaint () Order of Court () Violation Notice () Probation Violation Pe

charging her with traveling in interstate commerce with the intent to avoid prosecution under the laws of the State of New York, from which she fled, for the felony of custodial interference in the first degree, in violation of New York State Penal Law § 135.50-1.

in violation of Title 18 United States Code, Section(s) 1073HON. HUGH B. SCOTT

Name of Issuing Officer

U.S. Magistrate Judge - WDNV

Title of Issuing Officer

Signature of Issuing Officer

02/12/98, Buffalo, New York

Date and Location

Bail fixed at \$ _____ by _____

Name of Judicial Officer

SEARCHED
SERIALIZEDINDEXED
FILEDb6
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RETURN

FEB 16 1998

This warrant was received and executed with the arrest of the above-named defendant at FBI - Buffalo

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST

United States District Court

WESTERN

DISTRICT OF

NEW YORK

UNITED STATES OF AMERICA

v.

PHYLLIS MIERZWA-WORENSKI

CRIMINAL COMPLAINT

CASE NUMBER: 78M2011

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about February 11, 1998 in Erie County, in the Western District of New York Defendant did, (Track Statutory Language of Offense)

travel in interstate commerce with the intent to avoid prosecution under the laws of the State of New York, from which she fled, for the felony of custodial interference in the first degree, in violation of New York State Penal Law § 135.50-1.

in violation of Title 18 United States Code, Section(s) 1073

I further state that I am a Special Agent of the FBI and that this complaint is based on the following facts:

Official Title

See attached affidavit.

Continued on the attached sheet and made a part hereof: (X) Yes () No

AT
BY
TITLE

FILED
U.S. DISTRICT COURT
Erie County
Feb 12 1998

Sworn to before me and subscribed in my presence,

02/12/98

Date

435 Pm

at Buffalo, New York

City and State

HON. HUGH B. SCOTT
U.S. MAGISTRATE JUDGE WDNY
Name & Title of Judicial Officer

Signature of Judicial Officer

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA
V.
PHYLLIS MIERZWA-WARENKSI
Defendant

:
:
:
:
: AFFIDAVIT

STATE OF NEW YORK)
COUNTY OF ERIE) ss:
CITY OF BUFFALO)

[REDACTED], Special Agent (SA) of the Federal Bureau of
Investigation (FBI), being duly sworn, deposes and says:

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1. I have been a Special Agent of the FBI for approximately 23 years. I am currently assigned to the Violent Crimes Career Criminal Task Force which consists of both Federal and Local agents and officers. My duties include the investigation of violations of Title 18, United States Code, Section 1073, to wit: * Unlawful Flight To Avoid Prosecution.

2. I make this affidavit in support of a Criminal Complaint charging PHYLLIS MIERZWA-WARENSKI with a violation of Title 18, United States Code, Section 1073. I am familiar with the facts and circumstances surrounding the investigation of MIERZWA-WARENSKI and efforts of the Erie County District Attorney's Office to locate and apprehend her by virtue of information provided to me by officers of that Department and my own investigation.

3. On September 10, 1997, the natural father, [REDACTED]

[REDACTED] was awarded full custody of [REDACTED]

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old, by Order of Hon. Michael Battle. PHYLLIS MIERZWA-WARENSKI, [REDACTED] natural mother, was awarded visitation rights.

4. On September 24, 1997, PHYLLIS took physical custody of [REDACTED] at A.J. Schmitt Elementary School, Angola, New York. PHYLLIS MIERZWA then disappeared with the child, knowing she had no legal right to do so with the intent to hold [REDACTED] permanently from [REDACTED], her lawful guardian.

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5. On February 11, 1998 a bench warrant was issued by Hon. Chester Riker, Jr., Judge, Village of Angola Court, charging PHYLLIS MIERZWA-WARENSKI with a felony, to wit, CUSTODIAL INTERFERENCE IN THE FIRST DEGREE, in violation of Section 135.50-1 of the New York State Penal Law a class E felony. This warrant commands her arrest. (A copy of that warrant is attached and marked Exhibit#1).

6. On February 11, 1998, your affiant determined from interviews of [REDACTED] in [REDACTED] had received a letter from her postmarked "Montreal." This letter was received on or about January 27, 1998. Additional interviews by your affiant on the afternoon of February 11, 1998 revealed that MIERZWA-WARENSKI called a child center in Buffalo on or about February 6, 1998 and told an employee there that she was in the State Of Montana and wanted records forwarded.

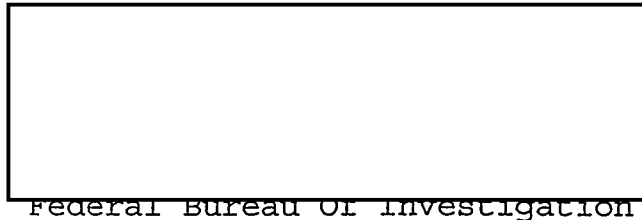
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7. On February 11, 1998, First Assistant District Attorney,

[REDACTED], Erie County District Attorneys Office advised that the Erie County District Attorney's Office will extradite MIERZWA from anywhere within the United States.

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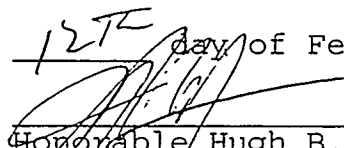
9. Based on the foregoing, there is probable cause to believe that the defendant, PHYLLIS MIERZWA-WARENSKI, traveled in interstate commerce from the State of New York to the country of Canada and on to the State Of Montana to avoid prosecution, in violation of Title 18, United States Code, Section 1073.



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Sworn to before me this

12TH day of February, 1998.



Honorable Hugh B. Scott,
U. S. Magistrate Judge

STATE OF NEW YORK
TOWN OF EVANS COURT: COUNTY OF ERIE

BENCH WARRANT

IN THE NAME OF THE PEOPLE OF THE STATE OF NEW YORK

TO: ANY POLICE OFFICER IN THE STATE OF NEW YORK:

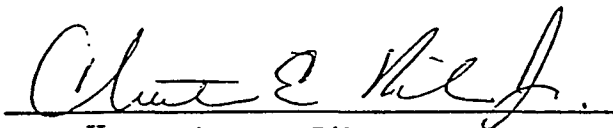
PHYLLIS MIERZWA

charged with CUSTODIAL INTERFERENCE IN THE FIRST DEGREE, in violation of Section 135.50-1 of New York State Penal Law, by an accusatory instrument filed with this Court,

And on the 11th day of February, 1998, the Court having issued this Arrest Warrant:

YOU ARE COMMANDED to arrest the above defendant and bring her before the Evans Town Court, County of Erie, without unnecessary delay.

BY ORDER OF THE COURT.



Hon. Chester Riker, Jr.
Judge, Village of Angola Court

DATED: Evans, New York
11th day of February, 1998

(12/31/1995)

FEDERAL BUREAU OF INVESTIGATION

Precedence: IMMEDIATE

Date: 02/17/1998

To: SALT LAKE CITY

Attn: HELENA/CALSPELL RA'S

From: BUFFALO
CCTF

Contact: SA [REDACTED]

Approved By: SSA [REDACTED]

Drafted By: [REDACTED]

Case ID #: 88A-BF-33731 (Pending) *4*

Title: PHYLLIS MARIE MIERZWA-WARENSKI - FUGITIVE (A);
UFAP - PARENTAL KIDNAPPING

[REDACTED] - VICTIM

OO:BF

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Synopsis: To advise Salt Lake of latest contact from fugitive.

Reference: BUFFALO EC 2/12/98. Serial 1

Details: Salt Lake is reminded that it is the opinion of the child therapist in the initial case that based on her [REDACTED]

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Child center at Buffalo, telephone number 716-886-5888, advised that fugitive MIERZWA called them on Friday, 2/13/98 at about 12:10pm Eastern Time and stated she was in Montana with [REDACTED]. She wanted preliminary records sent which was agreed upon and Center Director, who is personally handling this case, mailed various documents to MIERZWA in care of [REDACTED]. Documents were mailed on 2/13/98 by regular mail.

Fugitive is to call the Center's Director, [REDACTED], this Friday for followup relative to this matter and Director will attempt to "stall" MIERZWA on obtaining additional information from the center.

Photos of MIERZWA and child were FedEXed to Helena RA who advised photos then forwarded to Calspell.

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PI04802

P1 -

To: SALT LAKE CITY From: BUFFALO
Re: 88A-BF-33731, 02/17/1998

[REDACTED]

[REDACTED]

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♦♦

10-29-97)
Squad supervisor approval
(please initial)

Accomplishment Report

Accomplishment must be reported and loaded into ISR
within 30 days from date of accomplishment)

Date Prepared 2/17/98
Date Loaded _____
Data Loader's Initials _____

Assignment involves:
(check all that apply)

- Drugs ☐
A Fugitive ☒
Bankruptcy Fraud ☐
Computer Fraud/Abuse ☐
Corruption of Public Officials ☐
Forfeiture Assets ☐
Sub Invest Asst by FO (s) ☐

Asst. FO(s) A, B, C, D

Task Force

CCTF

File Number

88A-BF-33731

Stat Agent Soc Sec No.

Stat Agent Name

RA

Squad

6

Assisting Agents Soc. Sec. No. ^x

1.

Name:

2.

Name:

Investigative Assistance or Technique Used

1-Used, but did not help

2 -Helped, minimally

3 - Helped, substantially

4 - Absolutely essential

For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
		Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- NRCSC
		Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.
		Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex
		Consen Mon.			Photo Cover.			NCAVC / VI - CAP			Vict-Witn Coor
		Elsur / FISC			Polygraph			Crim Intel Asst			
		Elsur / T. III			Search Warrant			Crisis Neg. - Fed.			
		Eng. Field Spt.			Show Money			Crisis Neg. - Local			
		Eng. Tape Ex			SOG Asst.			ERT Asst.			
		Legats Asst.			Swat Team			Butte - ITC			
		Evid Purchase			Tech. Ag/Equip			Sav - ITC			
		Int/CW Info			Phone Toll Rec			Poc - WRCSC			

A. Complaint / Information / Indictment

☒ Federal ☐ Local ☐ International

Complaint Date 2/13/98

Check if Civil Rico Complaint ☐

Information Date _____

Indictment Date _____

B. Locate / Arrest

☐ Federal ☐ Local ☐ International

Subject Priority: ☐ A ☐ B ☐ C

Locate Date _____

Arrest Date _____

☐ Subject Resisted Arrest

☐ Subject Arrested was Armed

C. Summons

☐ Federal ☐ Local

Summons Date _____

H. Conviction

☐ Federal ☐ Local ☐ International

Conviction Date: _____

Subject Description Code: ____ • (____) •

For 6F, G, H--Include Agency Code

☐ Felony Or ☐ Misdemeanor

☐ Plea Or ☐ Trial

State: _____ Judicial District: _____

D. Hostage(s) Released Date

Released by: ☐ Terrorist ☐ Other

Number of Hostages: _____

Child Located Date _____

E. Recovery / Restitution / PELP ^x

☐ Federal ☐ Local ☐ International

Recovery Date _____

Code • Amount

	\$
	\$

Restitution Date _____

☐ Court Ordered

☐ Pretrial Diversion

Code • Amount

	\$
--	----

PELP Date _____

Code • Amount

	\$
--	----

I. U.S. Code Violations

Required for Sections A, B, F, and H
(Federal only)

Title	Section	# of Counts
<u>18</u>	<u>1073</u>	<u>1</u>

F. Civil Rico Matters Date

Also Complete Section I

or

Other Civil Matters Date _____

Judgment _____ •

Judicial Outcome _____ x •

Amount: \$ _____

Suspension:

Years	Months

G. Administrative Sanctions Date

Subject Description Code _____ •

Type: _____ Length: _____

☐ Suspension ☐ Permanent

☐ Debarment ☐

☐ Injunction

Years	Months

J. Sentence Date:

Sentence type: _____ •

In-Jail	Suspended	Probation
Years	Years	Years
Months	Months	Months

Fines: \$ _____

K. Acquittal / Dismissal / Pretrial Diversion

Acquittal Date _____

Dismissal Date _____

Pretrial Diversion Date _____

L. Subject Information (Required for all Sections excluding Section D (Hostages) and E (Recovery/PELP))

Name	Race •	Sex	Date of Birth	Social Security No. (if available)
<u>Phyllis M. Mienywa</u>	<u>W</u>	<u>F</u>	<u>10/17/53</u>	<u>066-40-6977</u>

For Indictments/Convictions only:

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC), Russian/Eastern European, Caribbean, or Nigerian Organized Crime Group - Complete FD-515a, Side 1 and Side 2.

☐ Subject related to an OC/Drug Organization, a VCMO Program National Gang Strategy target group, or a VCMO Program National Priority Initiative target group - Complete FD-515a, Side 2.

x Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

Serial No. of FD-515

5

For Further Instructions See: MAOP, Part 3 Sections 3-5 thru 3-5.3.

PROPERTY CODES

01 Cash
02 Stocks, Bonds or Negot. Instruments
03 General Retail Merchandise
04 Vehicles
05 Heavy Machinery & Equipment
06 Aircraft
07 Jewelry
08 Vessels
09 Art, Antiques or Rare Collections
11 Real Property
20 All Other

SENTENCE TYPES

CP Capital Punishment
JS Jail Sentence
LS Life Sentence
NS No Sentence (Subject is a Fugitive,
Insane, has Died, or is a
Corporation)
PB Probation
SJ Suspension of Jail Sentence
YC Youth Correction Act

PELP CODES

22 Counterfeit
Stocks/Bonds/Currency/
Negotiable Instruments
23 Counterfeit/Pirated Sound
Recordings or Motion Pictures
24 Bank Theft Scheme Aborted
25 Ransom, Extortion or Bribe
Demand Aborted
26 Theft From or Fraud Against
Government Scheme Aborted
27 Commercial or Industrial
Theft Scheme Aborted
30 All Other

RACE CODES

A Asian/Pacific Islander
B Black
I Indian/American
U Unknown
W White
X Nonindividual

AGENCY CODES

ACIS Army Criminal Investigative Service
BATF Bureau of Alcohol, Tobacco & Firearms
BIA Bureau of Indian Affairs
DCAA Defense Contract Audit Agency
DCIS Defense Criminal Investigative Service
DEA Drug Enforcement Administration
DOC Department of Corrections
DOI Dept. of Interior
EPA Environmental Protection Agency
FAA Federal Aviation Administration
FDA Food and Drug Administration
HHS Dept. of Health & Human Services
HUD Dept. of Housing & Urban Development
INS Immigration and Naturalization Service
IRS Internal Revenue Service
NASA Nat'l Aeronautics & Space Admin
NBIS Nat'l NARC Border Interdiction
NCIS Naval Criminal Investigative Service
RCMP Royal Canadian Mounted Police
SBA Small Business Administration
USBP U.S. Border Patrol
USCG U.S. Coast Guard
USCS U.S. Customs Service
USDS U.S. Department of State
USMS U.S. Marshals Service
USPS U.S. Postal Service
USSS U.S. Secret Service
USTR U.S. Treasury
LOC Local
CITY City
COUN County
ST State
OTHR Other

JUDGMENT CODES

CJ Consent Judgment
CO Court Ordered Settlement
DF Default Judgment
DI Dismissal
JN Judgment Notwithstanding
MV Mixed Verdict
SJ Summary Judgment
VD Verdict for Defendant
VP Verdict for Plaintiff

JUDICIAL OUTCOME

AG Agreement
BR Barred/Removed
CC Civil Contempt
DC Disciplinary Charges
FI Fine
PI Preliminary Injunction
PR Temporary Restraining Order
PS Pre-filing Settlement
RN Restitution
SP Suspension
VR Voluntary Resignation
OT Other

SUBJECT PRIORITY

A Subject wanted for crimes of violence
(i.e., murder, manslaughter, forcible
rape) against another individual or
convicted of such a crime in the past
five years
B Subject wanted for crimes involving
loss or destruction of property valued in
excess of \$25,000 or convicted of such
a crime in the past five years.
C All other subjects.

SUBJECT DESCRIPTION CODES

ORGANIZED CRIME SUBJECTS

1F Boss
1G Underboss
1H Consigliere
1J Acting Boss
1K Capodecina
1L Soldier

KNOWN CRIMINALS

2A Top Ten or I.O. Fugitive
2B Top Thief
2C Top Con Man

FOREIGN NATIONALS

3A Legal Alien
3B Illegal Alien
3C Foreign Official W/out
Diplomatic Immunity
3D U.N. Employee W/out
Diplomatic Immunity
3E Foreign Student
3F All Others

OTHERS

8A All Other Subjects
8B Company or Corporation

TERRORISTS

4A Known Member of a
Terrorist Organization
4B Possible Terrorist Member
or Sympathizer

UNION MEMBERS

5D President
5E Vice-President
5F Treasurer
5G Secretary/Treasurer
5H Executive Board Member
5I Business Agent
5J Representative
5K Organizer
5L Business Manager
5M Financial Secretary
5N Recording Secretary
5P Office Manager
5Q Clerk
5R Shop Steward
5S Member
5T Trustee
5U Other

GOVERNMENT SUBJECTS (6F, 6G, 6H- Include Agency Code)

6A Presidential Appointee
6B U.S. Senator/Staff
6C U.S. Representative/Staff
6D Federal Judge/Magistrate
6E Federal Prosecutor
6F Federal Law Enforcement Officer
6G Federal Employee - GS 13 & Above
6H Federal Employee - GS 12 & Below
6J Governor
6K Lt. Governor
6L State Legislator
6M State Judge/Magistrate
6N State Prosecutor
6P State Law Enforcement Officer
6Q State - All Others
6R Mayor
6S Local Legislator
6T Local Judge/Magistrate
6U Local Prosecutor
6V Local Law Enforcement Officer
6W Local - All Others
6X County Commissioner
6Y City Councilman

BANK EMPLOYEES

7A Bank Officer
7B Bank Employee

AFBB WENT

01003 FILE 5 FBI BUFFALO NY NYFBIBF00
TO COMPUTER

FEB 13-98

:MKE/C :ORI/NYFBIBF00:NAM/MIERZWA-WARENSKI, PHYLLIS MARIE:SEX/F
:RAC/W:DOB/101753:SID/* :CCH/*:SOC/066406977
:POB/NY:HGT/600:WGT/160:EYE/MUL:HAI/BRO:SKN/*
:LCD/ :LCT/F:OFF/4902:EXT/Z:RCV/*:PFL/*:VIC/*:RSP/*
:OCA/AFBB01003 :WTP/3:WAR/* :DKT/* :DOW/021298
:MIS/UFAP-PARENTAL KIDNAPPING/

:FBI/* :MNU/* :SMT/* :FPC/*
:OLN/* :OLS/* :OLY/*
:LIC/* :LIS/* :LIY/* :LIT/*
:VIN/* :VYR/* :VMA/* :VMO/* :VST/* :VCO/*
ADDITIONAL COMMENTS CHILD IDENTIFIED AS W/F,
BUFFALO FILE 88A-BF-33731

b3
b6
b7c

AUTH SA

OPR

N 2235-2235 02/13/98 RDSQ# AFBB 15068 RDSQ# 01459736 PART 001 OF 001
NYSP AFBB
ACK SEQ NUM 01003
WENT NAM/MIERZWA WARENSKI, PHYLLIS MARIE OCA/AFBB01003
WPR/6658107

COMPOUND SURNAME IN YOUR ENTRY WILL AUTOMATICALLY BE
UPDATED AS SUPPLEMENTAL AKAS. WATCH FOR ADDITIONAL
ACKNOWLEDGMENTS.

N 2235-2235 02/13/98 RDSQ# AFBB 15069 RDSQ# 01459774 PART 001 OF 001
NYSP AFBB
ACK SEQ NUM 01003
WENT NAM/MIERZWA WARENSKI, PHYLLIS MARIE OCA/AFBB01003
WPR/6658107

ADDED:

AKA MIERZWA, PHYLLIS MARIE
AKA WARENSKI, PHYLLIS MARIE

NCIC	
ENTER ☒	
MODIFY ☐	
CLEAR ☐	
CANCEL ☐	
LOCATE ☐	

88A-BF-33731-4

SEARCHED	INDEXED
SERIALIZED	FILED
FEB 13 1998	
FBI-BUFFA	

b6
b7c

N 2235-2235 02/13/98 RDSQ# AFBB 15070 RDSQ# 01460009 PART 001 OF 001
NYIS WENT AFBB

N 2235-2236 02/13/98 ROSQ# AFBB 15071 RDSQ# 01460259 PART 001 OF 001
NYIS WENT AFBB
ACK 01003
NYFBIBF00

DCJS & NCIC SUPPLEMENTAL DATA ENTRY RESULTS

UPDATED ON BOTH FILES
NAM/MIERZWA WARENSKI, PHYLLIS MARIE OCA/AFBB01003
DATA UPDATED: AKA

THE FOLLOWING RECORD MAY REFER TO THE SAME INDIVIDUAL YOU UPDATED.

MKE/ ORI/NY0146300 EVANS TOWN PD
NAM/MIERZWA, PHYLLIS SEX/F RAC/W DOB/101753
HGT/510 WGT/145 HAI/XXX

NYS LAW CODE/FCA00000 LAW CAT/V NCIC OFF/3899 FAMILY OFFENSE
OCA/NCPS462 WARRANT TYPE/ARREST WARRANT
WARRANT STATUS/ACTIVE
DOW/092697 EXT/Z
MIS/HAS [REDACTED]

[REDACTED]
WPR/6610529 NIC/W029087737

THE FOLLOWING NCIC RECORD(S) MAY REFER TO THE SAME
INDIVIDUAL YOU UPDATED.

MKE/WANTED PERSON
ORI/NY0146300 NAM/MIERZWA, PHYLLIS SEX/F RAC/W DOB/101753 HGT/510
WGT/145 EYE/XXX HAI/XXX
OFF/FAMILY OFFENSE DOW/092697 OCA/NCPS462
MIS/HAS [REDACTED]

[REDACTED] FCA00000 VIOL FCA U MISD
LIC/ V8J803 LIS/NY LIY/97 LIT/PC
VIN/ 1Y1SK526XTZ027042 VYR/96 VMA/CHEV VMO/GE0 VST/4D VCO/BLU
NIC/W029087737

YOUR RECORD AS IT NOW APPEARS ON FILE WILL FOLLOW.

b3
b6
b7C

N 2235-2236 02/13/90 ROSQ# AFBB 15072 RDSQ# 01 0303 PART 001 OF 001
NYIS WENT AFBB
ACK 01003
NYFBIBF00

DCJS & NCIC SUPPLEMENTAL DATA ENTRY RESULTS

* * CAUTION ADVISED * *

WANTED PERSON

ORI/NYFBIBF00 FBI BUFFALO
NAM/MIERZWA WARENSKI, PHYLLIS MARIE SEX/F RAC/W DOB/101753
SOC/066406977 POB/NY HGT/600 WGT/160 EYE/MUL HAI/BRO
LAW CAT/F NCIC OFF/4902 UNLAWFUL FLIGHT
OCA/AFBB01003 WARRANT TYPE/OTHER
WARRANT STATUS/ACTIVE
DOW/021298 EXT/Z
MIS/UFAP-PARENTAL KIDNAPPING [REDACTED]
[REDACTED]

b6
b7c

WPR/6658107 NIC/W056833034

ADDITIONAL IDENTIFIERS

AKA/MIERZWA, PHYLLIS MARIE WARENSKI, PHYLLIS MARIE

THE WANTING AGENCY HAS INDICATED IT WILL EXTRADITE THROUGHOUT
NEW YORK STATE AND OUTSIDE THE STATE.

AFBB WSEN

01004 FILE 5 FBI BUFFALO NY NYFBIBF00
TO COMPUTER

FEB 13-98 SUPPLEMENTAL

REF AFBB01003

:MKE/N:ORI/NYFBIBF00:NAM/MIERZWA-WARENSKI, PHYLLIS MARIE:OCA/AFBB01003
.AKA/HITZGES, PHYLLIS.

ADDITIONAL COMMENTS

AUTH SA

OPR

b6
b7c

N 2239-2239 02/13/98 ROSQ# AFBB 15073 RDSQ# 01470153 PART 001 OF 001
NYSP AFBB
ACK SEQ NUM 01004
WSEN NAM/MIERZWA WARENSKI, PHYLLIS MARIE OCA/AFBB01003
WPR/6658107

ADDED:
AKA HITZGES, PHYLLIS

N 2239-2239 02/13/98 ROSQ# AFBB 15074 RDSQ# 01470413 PART 001 OF 001
NYIS WSEN AFBB
ACK 01004
NYFBIBF00

DCJS & NCIC SUPPLEMENTAL DATA ENTRY RESULTS

UPDATED ON BOTH FILES
NAM/MIERZWA WARENSKI, PHYLLIS MARIE OCA/AFBB01003
DATA UPDATED: AKA

YOUR RECORD AS IT NOW APPEARS ON FILE WILL FOLLOW.

N 2239-2239 02/13/98 RDSQ# AFBB 15075 RDSQ# 01470489 PART 001 OF 001
NYIS WSEN AFBB
ACK 01004
NYFBIBF00

DCJS & NCIC SUPPLEMENTAL DATA ENTRY RESULTS

* * CAUTION ADVISED * *

WANTED PERSON

ORI/NYFBIBF00 FBI BUFFALO
NAM/MIERZWA WARENSKI, PHYLLIS MARIE SEX/F RAC/W DOB/101753
SOC/066406977 POB/NY HGT/600 WGT/160 EYE/MUL HAI/BRO
LAW CAT/F NCIC OFF/4902 UNLAWFUL FLIGHT
OCA/AFBB01003 WARRANT TYPE/OTHER
WARRANT STATUS/ACTIVE
DOW/021298 EXT/Z
MIS/UFAP-PARENTAL KIDNAPPING, [REDACTED]
[REDACTED]

b6
b7C

WPR/6658107 NIC/W056833034

ADDITIONAL IDENTIFIERS

AKA/MIERZWA, PHYLLIS MARIE WARENSKI, PHYLLIS MARIE
HITZGES, PHYLLIS

THE WANTING AGENCY HAS INDICATED IT WILL EXTRADITE THROUGHOUT
NEW YORK STATE AND OUTSIDE THE STATE.

AFBB HING DCJS

01001 FILE 15 TYPE 1 NAME SEARCH TO DCJS (AND NCIC) PUR/C & F
. OPERATOR/. LOG/AFBB. CONFIDENTIAL LOG/N
. PUR/C. REASON/CRI. ORI/NYFBIBF00. CASE#/I88A-33731
. NAM/MIERZWA-WARENSKI, PHYLLIS M . SEX/F. RAC/U. DOB/101753
. SKIN TONE/*. HGT/* . SOC/* . FBI/* . MNU/*
. ALIAS#1/*
. ALIAS#2/*
. ALIAS#3/*
. ALIAS#4/*
. ALIAS#5/*
. REQUESTOR'S NAME/ SA
. COMMENTS/FEDERAL INVESTIGATION

**THIS DOCUMENT MUST
BE SERIALIZED &
RETAINED IN CASE FILE**

b6
b7c

E 1846-1846 02/13/98 ROSQ# AFBB 15063 RDSQ# 01387115 PART 001 OF 001
NYSP HING AFBB
INPUT SEQUENCE NUMBER 01001 HAS BEEN CORRECTED TO 01002

N 1846-1846 02/13/98 ROSQ# AFBB 15064 RDSQ# 01387139 PART 001 OF 001
NYSP PTST AFBB 1847
NYFBIBF00
NAM/MIERZWA WARENSKI, PHYLLIS M
. DOB/101753. SEX/F. RAC/U

CONFIRM RECORD WITH ORIGINATOR

MKE/WANTED PERSON
ORI/NY0146300 - EVANS TOWN PD
NAM/MIERZWA, PHYLLIS SEX/F RAC/W DOB/101753
SID/. CCH/. SOC/. POB/.
HGT/510 WGT/145 EYE/XXX HAI/XXX SKN/.
LCD/FCA00000 LCT/V OFF/3899 FAMILY OFFENSE
WST/1 - ACTIVE
WTP/1 - ARREST WARRANT
EXT/Z- WITHIN AND OUTSIDE NEW YORK STATE
RCV/. PFL/. VIC/. RSP/.
OCA/NCPS462 WAR/97-000287 DKT/. DOW/092697
MIS/HAS

716-549-3600

SEARCHED	INDEXED
SERIALIZED	FILED
FEB 13 1998	
FBI-BUFFALO	

FBI/. MNU/. SMT/. FPC/.
OLN/. OLS/. OLY/.
LIC/V8J803 LIS/NY LIY/97 LIT/PC
VIN/1Y1SK526XTZ027042 VYR/96 VMA/CHEV VMO/GEO VST/4D VCO/BLU
ARI/. ACA/. DOA/. RES/.
WPR/6610529

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b7c

*
* NOTICE: BEFORE ARRESTING AN INDIVIDUAL ON A VIOLATION WARRANT, ARRESTING *
* OFFICERS SHOULD ENSURE SUCH ACTION IS IN COMPLIANCE WITH SECTION 140 OF *
* THE CRIMINAL PROCEDURE LAW *
*

N 1846-1847 02/13/98 ROSQ# AFBB 15065 RDSQ# 01387183 PART 001 OF 001
NCIC PTST AFBB 1847
NYFBIBF00
NO NCIC WANT DOB/101753 NAM/MIERZWA WARENSKI, PHYLLIS M SEX/F RAC/U

N 1846-1847 02/13/98 ROSQ# AFBB 15066 RDSQ# 01387185 PART 001 OF 001
NYIS HING AFBB 1847
AFBB01002 NO SUSPECTS

N 1846-1847 02/13/98 ROSQ# AFBB 15067 RDSQ# 01387216 PART 001 OF 001
NCIC HING AFBB
ACK
NYFBIBF00
NO IDENTIFIABLE RECORD IN THE INTERSTATE IDENTIFICATION INDEX (III)
FOR NAM/MIERZWA WARENSKI, PHYLLIS M. SEX/F. RAC/U. DOB/101753. PUR/C.

NOTICE -- A LARGE NUMBER OF RECORDS FOR PERSONS BORN PRIOR TO
1956 ARE NOT AUTOMATED AT THE FBI. IF A SEARCH OF THE NONAUTOMATED
FILES IS DESIRED, A FINGERPRINT CARD SHOULD BE SUBMITTED.
END

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY

Date: 02/25/1998

To: Criminal Investigative
Ottawa
Denver
Richmond
Salt Lake City

ATTN: KALISPELL RA

From: BUFFALO
TASK FORCE
Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]

Case ID #: 88A-BF-33731 (Pending) - 7

Title: PHYLLIS MARIE MIERZWA-WARENSKI -FUGITIVE (A);
UFAP - PARENTAL KIDNAPPING
[REDACTED] - VICTIM
OO:BF

b3
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b7C

Synopsis: Update of information available.

Administrative: A copy of this ec being faxed to Kalispell RA. Ref made to recent telephonic discussion with SA [REDACTED]. The following is an update to information discussed.

Details: Color photos of MIERZWA and the child, [REDACTED], have been sent to Legat, Ottawa and Kalispell RA by envelope.

b6
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For infor receipients, MIERZWA was to call the child center in Buffalo last Friday, 2/20/98, however did not do so. She was sent a form to have notarized and returned and it is assumed this formed has been received by her early last week. Buffalo is not sure at this time whether the fact she did not call, is significant or not. The form to be returned has not been received by the Child Center here.

Further discussion with [REDACTED], Child Protection Services in Buffalo who initially evaluated MIERZWA and the child revealed the following. This information is not to be publicized and is provided in making a proper determination on how to handle leads/arrest in this matter.

b6
b7C

1056801

SEARCHED	INDEXED
SERIALIZED	FILED
FEB 27 1998	
FBI	

To: Criminal Investigative From: BUFFALO
Re: 88A-BF-33731, 02/25/1998

[redacted] (reachable for Kalispell, RA if needed) at
[redacted] has advised that MIERZWA is



b3
b6
b7C

[redacted] provided the
following additional info on 2/24/98:

As a child and early teen she seemed to have "multiple personalities," in that she enjoyed "role playing" of different people. There is no information that MIERZWA was ever clinically diagnosed as "multiple personality." Buffalo is refraining at this time from asking [redacted] about her past since if there was abuse, they may lie.

b6
b7C

To: Criminal Investigative From: BUFFALO
Re: 88A-BF-33731, 02/25/1998

[] stated that [] would take [] on trips and tell everyone that she was taking the trip for the benefit of [], when in fact [] would not have benefited. He cited a few trips to Florida and Disneyland when [] was only [] years old. [] stated that everyone knew PHYLLIS was going to Florida and Disneyland for herself, and not to entertain a [] year old.

b3
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b7C

[] essentially stated that [] is out for herself, and no one else.

For info Legat, Ottawa, MIERZWA lived at her parents house in [] area from November 96 to May 97 when she moved to Virginia and met someone from the Internet.

Investigation has established that MIERZWA is a "Web Freak" according to associates and in the last 2 years met and "married" 2 men from the Web. It is believed by Buffalo at this time that she is probably using the Web, however her current name being used is unknown. It is suspected she may be contacting women's rights groups or child/wife abuse sites that might be on the Net in order to obtain info, places to hide, etc.

Buffalo does not know if MIERZWA is contacting any friends here or in Canada and Buffalo is NOT INTERVIEWING any of them at this time. MIERZWA may assume it, but there's no info at this point, that she knows the FBI or anyone is seeking her actual arrest. The Child Center in Buffalo is keeping a close watch on this case and advising when MIERZWA makes contact. They have not told her of FBI interest.

[]

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b7C

♦♦

(01/26/1998)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 03/02/1998

To: Criminal Investigative
Ottawa
Denver
Richmond
Salt Lake City

From: BUFFALO
CAREER CRIMINAL TASK FORCE
Contact: [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]

Case ID #: 88A-BF-33731 (Pending) ⁸

Title: PHYLLIS MARIE MIERZWA-WARENSKI - FUGITIVE (A)
UFAP-PARENTAL KIDNAPPING
[REDACTED] - VICTIM
OO:BF

b3
b6
b7C

Synopsis: DISCONTINUE.

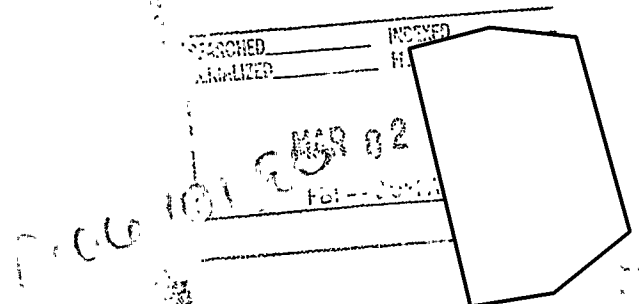
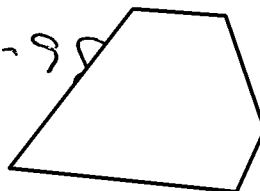
Administrative: Re Buffalo telephonic discussion between SA
[REDACTED] Buffalo, and SA [REDACTED], Kalispell RA 2/28/98.

Details: UFAP fugitive MIERZWA-WARENSKI arrested by Kalispell RA and Sheriff's evening of 2/28/98 in Libby, Montana area. Buffalo appreciates SA [REDACTED] handling of this most sensitive situation.

Buffalo has notified DA here, and the father, [REDACTED] who is currently arranging to travel to Salt Lake and retrieve his daughter. [REDACTED] will have copies of all appropriate custody papers with him. [REDACTED] most appreciative of FBI's handling of this case and has extended his thanks to Buffalo, Salt Lake City and SA [REDACTED].

b6
b7C

Close
C-6
8-3-98



Date Prepared 3/2/98
Date Loaded 3/6/98
Data Loader's Initials Squad supervisor approval
(please initial)

Accomplishment involves:
(check all that apply)

Drugs ☐

A Fugitive ☒

Bankruptcy Fraud ☐

Computer Fraud/Abuse ☐

Corruption of Public Officials ☐

Forfeiture Assets ☐

Sub Invest Asst by FO (s) ☐

Asst. FO(s) , , ,
A, B, C, D

Task Force

File Number
88A-BF-33731

Stat Agent Soc. Sec. No.

Stat Agent Name

RA Squad
KALI HELE

Assisting Agents Soc. Sec. No. ×

1.

Name:

2.

Name:

Investigative Assistance or Technique Used

1-Used, but did not help
2 -Helped, minimally
For Sub. Invest. Assist. by other FO (s) indicate A,B,C,D for corresponding FO

Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT	Rate	FO	IAT
	Fin. Analyst			Lab. Div. Exam			UCO - Group I			Ft. Mon.- NRCSC	
	Aircraft Asst.			Lab. Field Sup			UCO - Group II			For. Lang Asst.	
	Computer			Pen Registers			UCO - Nat. Back			Non FBI Lab Ex	
	Consen Mon.			Photo Cover.			NCAVC / VI - CAP				
	Elsur / FISC			Polygraph			Crim Intel Asst				
	Elsur / T. III			Search Warrant			Crisis Neg. - Fed.				
	Eng. Field Spt.			Show Money			Crisis Neg. - Local				
	Eng. Tape Ex			SOG Asst.			ERT Asst.				
	Legats Asst.			Swat Team			Butte - ITC				
	Evid Purchase			Tech. Ag/Equip.			Sav - ITC				
	Int/CW Info			Phone Toll Rec			Poc - WRCSC				

A. Complaint / Information / Indictment

☐ Federal ☐ Local ☐ International

Complaint Date

Check if Civil Rico Complaint ☐

Information Date

Indictment Date

B. Locate/ Arrest

☒ Federal ☒ Local ☐ International

Subject Priority: ☒ A ☐ B ☐ C

Locate Date

Arrest Date 2/28/98

☐ Subject Resisted Arrest

☐ Subject Arrested was Armed

C. Summons

☐ Federal ☐ Local

Summons Date

H. Conviction

☐ Federal ☐ Local ☐ International

Conviction Date:

Subject Description Code: • () •

For 6F, G, H--Include Agency Code

☐ Felony Or ☐ Misdemeanor

☐ Plea Or ☐ Trial

State: Judicial District:

D. Hostage(s) Released Date

Released by: ☐ Terrorist ☐ Other

Number of Hostages:

Child Located Date 2/28/98

E. Recovery / Restitution / PELP ×

☐ Federal ☐ Local ☐ International

Recovery Date

Code •	Amount
	\$
	\$

Restitution Date

☐ Court Ordered

☐ Pretrial Diversion

Code •	Amount
	\$

PELP Date

Code •	Amount
	\$

I. U.S. Code Violations

Required for Sections A, B, F, and H
(Federal only)

Title	Section	# of Counts

F. Civil Rico Matters Date

Also Complete Section I

or

Other Civil Matters Date

Judgment •

Judicial Outcome × •

Amount: \$

Suspension:

Years	Months

G. Administrative Sanctions Date

Subject Description Code •

Type: Length:

☐ Suspension ☐ Permanent

☐ Debarment ☐

Years	Months

☐ Injunction

J. Sentence Date:

Sentence type: •

In-Jail	Suspended	Probation
Years	Months	Years

Fines: \$

K. Acquittal / Dismissal / Pretrial Diversion

Acquittal Date

Dismissal Date

Pretrial Diversion Date

L. Subject Information (Required for all Sections excluding Section D and E (Recovery/PELP))

Name	Race •	Sex	Date of Birth	Social Security No. (if available)
<u>PHYLLIS MARIE MIERZWA - WARENSKI</u>	<u>W</u>	<u>F</u>	<u>10/17/53</u>	<u>066-40-6977</u>

For Indictments/Convictions only:

☐ Subject related to an LCN, Asian Organized Crime (AOC), Italian Organized Crime (IOC) Group-Complete FD-515a, Side 1

☐ Subject related to an OC/Drug Organization or a VCMO Program relating to street gangs involved in drugs-Complete FD-515a, Side 2

× Additional information may be added by attaching another form or a plain sheet of paper for additional entries.

• See codes on reverse side.

1 - 66-1977

(2) - 88A-BF-33731

Salt Lake City 1 - Secretary

Serial No. of FD-515

9

b6
b7C

b7E

b6
b7C

b6
b7C

03/20/98

***** ARREST *****

~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 88A-BF-33731
Serial No.: 9

Stat Agent Name:
Stat Agent SOC.:

Report Date: 03/06/1998
Accom Date.: 02/28/1998

b6
b7C

Does Accomplishment Involve

Drugs : N
A Fugitive. : Y
Bankruptcy Fraud. : N
Computer Fraud/Abuse. : N
Corruption of Public Officials: N
Forfeiture Assets : N

Assisting Agents SOC

Subject Name

MIERZWA, PHYLLIS, M

RA Squad Task Force
KALI HELE

b7E

Sub. Invest. Asst by Other FOs:

Investigative Assistance or Technique Used

FINAN ANALYST	LAB DIV EXAMS	UCO-GROUP I	FT. MON-NRCS
AIRCRAFT ASST	LAB FIELD SUP	UCO-GROUP II	FOR. LANG ASST
COMPUTER ASST	PEN REGISTERS	UCO-OTHER	NON FBI LAB EX
CONSEN MONITR	PHOTO COVERGE	NCAVC/VI-CAP	VICT-WITN COOR
ELSUR/FISC	POLYGRAPH	CRIM INTEL AST	
ELSUR/III	SRCH WAR EXEC	CRIS NEG-FED	
ENG FIELD SUP	SHOW MONEY	CRIS NEG-LOC	
ENG TAPE EXAM	SOG ASST	ERT ASST	
LEGATS ASST.	SWAT TEAM	BUTTE-ITC	
EVIDNCE PURCH	TECH AG/EQUIP	SAVANNAH-ITC	
INFORMANT/CW	TEL TOLL RECS	POC-WRCS	

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Arrest is for Federal, Local, or International (F/L/I).. : F
Arrest Subject Priority (A/B/C)..... : A
Did Subject Resist (Y/N)..... : N
Was Subject Armed (Y/N)..... : N

United States Code Violation

Title	Section	Count
-------	---------	-------

Accomplishment Narrative

~~SENSITIVE~~ / UNCLASSIFIED

03/20/98

***** CHILD LOCATE *****
~~SENSITIVE~~ / UNCLASSIFIED

Case Number: 88A-BF-33731
Serial No.: 9

Stat Agent Name:
Stat Agent SOC.:

Report Date: 03/06/1998
Accom Date.: 02/28/1998

b6
b7C

Does Accomplishment Involve

Drugs : N
A Fugitive. : Y
Bankruptcy Fraud. : N
Computer Fraud/Abuse. : N
Corruption of Public Officials: N
Forfeiture Assets : N

Assisting Agents SOC

Subject Name

MIERZWA, PHYLLIS, M

b7E

RA	Squad	Task Force
KALI	HELE	

Sub. Invest. Asst by Other FOs:

Investigative Assistance or Technique Used

FINAN ANALYST	LAB DIV EXAMS	UCO-GROUP I	FT. MON-NRCSC
AIRCRAFT ASST	LAB FIELD SUP	UCO-GROUP II	FOR. LANG ASST
COMPUTER ASST	PEN REGISTERS	UCO-OTHER	NON FBI LAB EX
CONSEN MONITR	PHOTO COVERGE	NCAVC/VI-CAP	VICT-WITN COOR
ELSUR/FISC	POLYGRAPH	CRIM INTEL AST	
ELSUR/III	SRCH WAR EXEC	CRIS NEG-FED	
ENG FIELD SUP	SHOW MONEY	CRIS NEG-LOC	
ENG TAPE EXAM	SOG ASST	ERT ASST	
LEGATS ASST.	SWAT TEAM	BUTTE-ITC	
EVIDNCE PURCH	TECH AG/EQUIP	SAVANNAH-ITC	
INFORMANT/CW	TEL TOLL RECS	POC-WRCSC	

1 = Used, but did not help
2 = Helped, Minimally
3 = Helped, Substantially
4 = Absolutely Essential

Date Child Located: 02/28/1998

Accomplishment Narrative

~~SENSITIVE~~ / UNCLASSIFIED

(12/31/1995)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 03/16/1998

To: CID

Attn: IRS, IRU-2,

Buffalo

Attn: SSA [REDACTED]
SA [REDACTED]

From: Ottawa

Contact: [REDACTED], (613) 238-1253

Approved By: [REDACTED]

Drafted By: [REDACTED]

Case ID #: 88A-BF-33731-10 (Pending)

Title: PHYLLIS MARIE MIERZWA-WARENSKI-
FUGITIVE (A);
UFAP-PARENTAL KIDNAPPING;
[REDACTED] - VICTIM
[REDACTED]

Synopsis: Notification that no action will be taken at Legat
Ottawa due to apprehension of subject in Montana.

Reference: 88A-BF-33731 Serial 1

Details: Legat Ottawa was advised by Buffalo task force member
[REDACTED] on 03/06/1998 that the subject was apprehended in
Montana and there is no need to pursue this matter with Canadian
law enforcement authorities. No investigation remains
outstanding at Ottawa.

♦♦

✓ file

SEARCHED	INDEXED
SERIALIZED	FILED
MAR 30 1998	
FBI - BUFFALO	

[REDACTED]

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MEMORANDUM OF ACTION NEEDED

FBI TASK FORCE - BUFFALO DIVISION

SA/Det: 

Date: 3/19/98

ACTION NEEDED PLEASE ON EXPEDITE BASIS

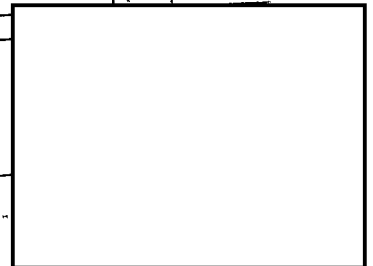
TO: NCIC

CLEAR NCIC RE: UFAP WARRANT
PHYLLIS M. MIERZWA
W/F
DOB: 10/1/53

FILE # REFERENCE: 88A-BF-33731 -11

Done!

for file



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(Indicate page, name of newspaper, city and state.)

(Mount Clipping in Space Below)

Date:

Edition:

Title:

Character:

Buffalo News
3/3/98

BEA-BF-33731 12

Police find 6-year-old girl, abducted by her mother 5 months ago, in Montana

By DAN HERBECK

News Staff Reporter

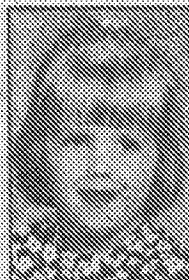
Robert Hitzges says he has not had one good night of sleep since his daughter Marie — then 5 years old — disappeared last September.

Night after night he tossed and turned, never sleeping more than two hours at a stretch, praying for his daughter's safe return.

The call he prayed for came over the weekend, when an FBI agent telephoned to say Marie had been located, safe and sound. Marie was in a women's shelter in northwest Montana with her mother, described by police as emotionally disturbed and possibly dangerous.

The call from Special Agent Larry Wack came while Hitzges and his wife, Diana, were painting Marie's bedroom, still hoping for her return to their home in the Town of Evans.

"I'll never forget this. The call came at 11:05 Saturday night," Hitzges said in an interview. "Larry said, 'What are you doing?' I



Marie Hitzges

told him my wife and I were thinking of going away for a few days.

"Larry said, 'You're not going anywhere. We found your daughter!'

"This is the greatest, most unbelievable news. I still can't get over it."

The girl, Marie Mierzwa-Hitzges, was upset but in good physical condition when police in Yaak, Mont., found her on Saturday, according to Molly Jo Musarra of the Erie County district attorney's office.

Marie's mother, Phyllis Mierzwa, 44, a former Town of Tonawanda resident, is being held by Montana authorities and will face felony charges of custodial interference and unlawful flight to avoid prosecution.

"She and her daughter were staying in a shelter run by the Women's Help Line in Yaak," said Detective Craig Martin of the sheriff's office in Lincoln County, Mont. "Is

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about 20 miles from the Canada border."

Marie is now in a foster home. Her father is working on the details of sending her back here, Ms. Musarra said Monday. Hitzges said he is optimistic he can have his daughter back home in the next day or two.

FBI agents tracked Marie and her mother down after learning Ms. Mierzwa recently called someone in Buffalo, seeking her daughter's medical records. When making the call, Ms. Mierzwa left a phone number of a shelter where she could be reached in Libby, Mont.

For Hitzges and other family members, the five-month nightmare began last Sept. 24. That afternoon, Ms. Mierzwa defied a Family Court custody order, walked away from her job in the Main Post Office on William Street and took off with Marie in a car she bought in Buffalo for \$300.

Family Court officials said they were concerned for Marie's safety because Ms. Mierzwa's conduct had become bizarre and unstable during a custody battle with Hitzges.

See Daughter Page C10



Robert and Diana Hitzges look at a photo of his missing daughter, Marie, as they sit in her freshly repainted bedroom.

Daughter: Search cost father \$20,000

Continued from Page C1

Ms. Mierzwa angered her own parents by forging their names and using their Social Security numbers to obtain credit cards, which she then used to run up bills of more than \$20,000, authorities said. Over the course of two years, police said she met and married a Virginia man she met over the Internet, and then divorced him and married a Colorado man she also met over the Internet.

Earlier in Marie's life, her parents — who never married each other — had joint custody, but a judge awarded full custody to Hitzges in September. A few days after that, Ms. Mierzwa picked Marie up for a scheduled visit and left town with her.

"During the court dispute, she once stated that nobody could have Marie if she couldn't have her," Hitzges said. "That's what really worried me."

Hitzges, a former factory worker who is on disability from a back injury, estimates that the search for his daughter has cost him more than \$20,000 in legal fees and expenses for a private investigator.

"(Ms. Mierzwa) left a very good-paying job as a letter carrier and just took off with Marie," Hitzges said. "From what we've been able to determine, they went back and forth through the U.S. and Canada several times. They were also tracked to Vermont and the state of Washington."

For Hitzges, the ordeal was especially painful on Dec. 22, when Marie turned 6, and through the Christmas holidays.

"This has taken years off my life," Hitzges said.

Authorities are not sure how or why Ms. Mierzwa wound up in Yaak, described as a tiny town in the northwest corner of Montana, near Glacier National Park.

Despite whatever problems she has, Ms. Mierzwa is devoted to her daughter, said Gregory J. Stewart, a Buffalo lawyer who represented her during the custody dispute.

"I'm glad to find that the little girl is OK," Stewart said. "It came as a complete surprise to me when she took the daughter, but I never saw any reason to believe she would hurt the girl."

Hitzges said he can't wait to hold her daughter again, but is concerned that it will be a tough adjustment for her when she comes back home.

"The first thing she said to me was, 'Mummy's in jail,'" Hitzges said. "I said, 'No, she isn't. She's in the hospital. She's getting some help.' It's a tough thing to explain."

"I will say this much: Marie has a lot of family here. She'll be coming home to a lot of love."

